

G. R. S. IX-5]

Previous references.

1868
~~191~~.

Police File No. 407186

Serial Nos. 1-2

(Police)

Later references.

12

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-2

Major Part B for 1st Feb. 1869

SUBJECT.

Draft Rules for the Superannuation
Fund of the Bangalore Police.

Indexed

At 442 Regt. N: 22
From 1869.

To The President

Dated 29th
Despatched 30th
Received

Enclosures No
General N^o

W. I. The President
by decree of the Court
to present him the
copy of the letter addressed
to him by the Secretary to
the Court of the Court
Enclosure, and
in your consideration
of the proposed of the
draft rules submitted

relating to
Lynne W. W. W.
Judge H. W. W.
W. W. W.
W. W. W.
28

Draft Rules
Memorandum

~~Bengal~~ Police Superannuation Fund

The Hon. Secy to Govt of Bengal

The following ^{are prescribed} ~~are proposed~~ Rules for the management of the Superannuation Fund of the ~~Bengal~~ Police Force constituted under Act V of 1861 as per section X of that Act, with effect from the date of the ^{requisition} of the Force of the Government and ~~from the date of the requisition of the Force of the Government~~ and ~~from the date of the requisition of the Force of the Government~~ ^{from the date of the requisition of the Force of the Government}

1. Honest Police ~~Officers~~ ^{men} enrolled under Act V of 1861 can belong to the Police ~~Service~~ Superannuation Fund.

and hence the cash to which the Act may be extended

Classes of men ~~who~~ required to subscribe to the Fund.

Classes that are exempted.

2. All members of the Executive Police Force whose ^{substantive} pay / exclusive of allowances / does not exceed 20 Rupees per mensem shall subscribe to the Superannuation Fund ~~and receive allowances~~ ^{on the conditions hereafter} ~~from the date of the requisition of the Force of the Government~~ ^{from the date of the requisition of the Force of the Government} those drawing more than 20 Rupees are exempted, being allowed to participate in the benefits of the Unconvenanted Civil Service Pension rules / vide resolution of Government of India 7th March 1864, Financial Department.

Rate of Subscription.

3 The subscriptions will, until further orders, be at the rate of $\frac{1}{2}$ Anna per rupee of ^{substantive} pay subject to increase to the maximum rate (of One Anna per rupee) under authority of the Commissioner on due grounds being shown.

In calculating subscriptions on fractions of rupees $\frac{1}{2}$ Anna will be taken on those above 8 Annas ~~and~~ ^{and} ~~and~~ ^{and} fractions below 8 Annas will be ~~account~~ ^{account}

How leviable.

Subscriptions ~~are~~ ^{are} not leviable up.

Extra or temporary Allowances but will be deducted from full pay irrespective of fines or Stoppages.

11. Sums realized under the following Assets of the Fund. circumstances will be credited to the Fund.

1. Savings from Stoppages from the pay of Police Officers / being members of the Fund, during absence from sickness or other cause.

2. Fines imposed ~~on Police Officers who are subordinates to the Fund~~ ~~being subordinates~~ ~~(Members of the Fund)~~ under Sections VII, XXIX or XXXIV of the act of the Act and by Magistrates upon drunken persons, or for Assaults committed upon Police Officers; or for nuisances obstructions and neglects under the clauses of Section 31 of above Act.

Money arising from the sale of worn or cast-off clothing or ~~other articles~~ ^{equipment} supplied for the use of the Police.

I think there is preference to the 1st 2nd 3rd 4th 5th 6th 7th 8th 9th 10th 11th 12th 13th 14th 15th 16th 17th 18th 19th 20th 21st 22nd 23rd 24th 25th 26th 27th 28th 29th 30th 31st 32nd 33rd 34th 35th 36th 37th 38th 39th 40th 41st 42nd 43rd 44th 45th 46th 47th 48th 49th 50th 51st 52nd 53rd 54th 55th 56th 57th 58th 59th 60th 61st 62nd 63rd 64th 65th 66th 67th 68th 69th 70th 71st 72nd 73rd 74th 75th 76th 77th 78th 79th 80th 81st 82nd 83rd 84th 85th 86th 87th 88th 89th 90th 91st 92nd 93rd 94th 95th 96th 97th 98th 99th 100th 101st 102nd 103rd 104th 105th 106th 107th 108th 109th 110th 111th 112th 113th 114th 115th 116th 117th 118th 119th 120th 121st 122nd 123rd 124th 125th 126th 127th 128th 129th 130th 131st 132nd 133rd 134th 135th 136th 137th 138th 139th 140th 141st 142nd 143rd 144th 145th 146th 147th 148th 149th 150th 151st 152nd 153rd 154th 155th 156th 157th 158th 159th 160th 161st 162nd 163rd 164th 165th 166th 167th 168th 169th 170th 171st 172nd 173rd 174th 175th 176th 177th 178th 179th 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to be styled ~~Bangalore~~ Police Superannuation Fund and will be ~~periodically~~ invested in Government Securities under the Commissioner's Orders, the Interest accruing on which will be ~~similarly credited~~ credited.

Annual Account
current of the fund
to be published.

As soon after the close of each year as possible an Abstract Account showing the receipts, expenditure, and the Balance at credit of the fund will be published in the Mysore Gazette ~~for the information~~ of the Police interested.

8. To grants or other payments. Grants from the fund. from the Superannuation Fund will be made without the sanction of the Commissioner.

9. A member of the Force, being a Subscriber to the Fund who may have been drafted into compassionate gratuity. the Force after the age of 40 years and is declared by a

Medical Officer to be incapacitated for further service through causes not the result of his own imprudence will, on the recommendation of the Superintendent of Police be allowed a compassionate gratuity on discharge at the following rates.

1st For 10 years ^{continuous} service as Subscriber 1 month's pay.

2nd Between 10 & 15 ^{continuous} years service as Subscriber 5 month's pay.

3rd Above 15 but less than 20 years ^{continuous} 6 month's pay.

10. Dismissal for misconduct ^{or inefficiency} entails forfeiture of all benefits from the fund and no individual can claim gratuity ^{Pension} or refund ^{& substituted} on quitting the force. Vide proviso of Section X1 Act of 1911.

There is a stipulation to award, as gratuity is an independent matter of the right

as a right on

11. Periods of service before the
Service for pension from age of 22 or absence on other
what age counted. than privilege leave shall
not count towards pension.

12. Terms & rates of pension. Pensions will be granted
at the following rates.

After 20 years of ^{continuous} service and
Subscription to the Fund, and on the usual certificate
of a Medical Officer, of incapacity for further service
not the result of imprudence, a pension of one third
of substantive pay on the monthly average of the
previous five years.

After 25 years ^{continuous} service and
subscription on the above conditions a pension @ half
pay calculated as above.

13. Service will
held to be continuous
when not interrupted
by a break of more
than 12 months can
by reduction of establishment
or temporary non-emp.
14. These rules to be tentative and
subject to modification should it be found that
the Fund will not bear the charge. ~~and~~ No man can
be considered to be entitled as of absolute right to
the present rates.

15. ^{Subscribers} ~~Members~~ of the Fund transferred
to another Department or to a grade in the Police entitled
them to the benefits of the Uncovenanted Civil Service
pension rules will have no claim on the Fund but
their service will be allowed to count for a pension
from the State from the date of their first subscription
to the Fund / vide proceedings of Government
of India of 7th March 1864, Financial Department,

16. The fund being only intended
to provide pensions for men worn out after ordinary

Service

to be styled ~~Bangalore~~ Police Superannuation Fund and will be ~~periodically~~ invested in Government Securities under the Commissioner's Orders, the Interest accruing on which will be ~~periodically~~ credited.

Annual Account
of the Fund
to be published.

7. As soon after the close of each year as possible an Abstract Account showing the receipts, Expenditure, and the Balance at credit of the Fund will be published in the Mysore Gazette ~~for the information of the Police interested.~~

8. Grants or other payments from the Superannuation Fund will be made without the sanction of the Commissioner.

9. A member of the Force, being a Subscriber to the Fund who may have been drafted into compassionate gratuity, the Force after the age of 40 years and is declared by a Medical Officer to be incapacitated for further service through causes not the result of his own imprudence will, on the recommendation of the Superintendent of Police be allowed a compassionate gratuity on discharge at the following rates.

1st For 10 years ^{continuous} service as Subscriber 1 month's pay.

2nd Between 10 & 15 ^{continuous} years service as Subscriber 5 months' pay.

3rd Above 15 but less than 20 years ^{continuous} 6 months' pay.

10. Dismissal for misconduct ^{or inefficiency} entails forfeiture of all benefits from the Fund and no individual can claim gratuity or refund ^{Pension} on quitting the Force. Vide Proviso of Section 11 Act of 1861.

While it is stated there is no, as continuous an interest made of the Act

as a right on

Service, the cases of men disabled by wounds or other special causes and who may not have served the time required for a Pension will be treated specially

Wm. W. W.

Acty Accountant General
of the Army.

~~1868/9~~ 1868/9. Regd. 27
From The Joint Commr
To The Dy. acc^l General
Dated 1st July
Despatched 1st July
Received 15th July
Regd. 17th July
Enclosures No. 2
General N^o 1989 } 186 - 6
N^o 175 }

In acknowledging
the receipt of letter
#2211 of 29th ultimo
affers his remarks
to draft Rules for
if examination from
the Bangalore &c

N^o 1989
175

Mysore Judl. Commiss^{rs} Office
Bangalore 1st February 1869

From

J. R. Pindersley Esquire
Off^r of Judicial Commissioner
in Mysore.

To

The Deputy Acct^{ts} General
of Mysore.

Sir,

I have the honor to acknowledge the receipt of your letter No. 2211 of the 29th ultimo enclosing for my approval a draft of rules for the intended Superannuation Fund of the Bangalore Police.

2. I am not qualified to give any good opinion regarding the adequacy of the sources of income to meet the liabilities of the Fund, and therefore my observations will be confined to questions of a different kind.

3. I infer from the 1st and 2nd rules and from para 2 of Captain Gompertz's letter of the 18th December 1868 that the rules are intended to apply to the Police of the dis-

- trict of Bangalore, as well as to those of the Cantonment and Pettah. This might be more clearly stated in the rules.

Rule (3) Cl II might be more comprehensive and concisely expressed thus

II Fines imposed under the 7th 29th, or 31st sections of the Act No. I of 1861.

Rule 5 appears to be collateral to the management of the Fund, and might be omitted, separate instructions to the same effect being issued to Magistrates.

Rule 6 provides that the funds accruing shall be invested periodically. It might be more convenient to make an investment whenever the ^{un}invested balance should exceed the sum of Rupees 500. :

Rule 10 The term "year" in this rule is uncertain in its operation. I would omit from this rule all the words after the word "Fund". The latter part so far as it is already enacted is unnecessary, and might lead to the suspicion that the Administration did not wish to

be bound morally by their own rules, where
- as the intention of the Act is merely to
prevent litigation.

I beg to return your enclosures.

I have the honor to be

Sir

Your most obedient servt.

J. R. Kinderley

Offy Judicial Commission

Colombian with the letter
which I have received
in my report - with the
inclosure of copy of order
1861.